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5 **UNITED STATES BANKRUPTCY COURT**
6 **EASTERN DISTRICT OF CALIFORNIA**

7 IN RE:

8 LJB FARMS, LLC

9 Debtors

CASE NO. 17-12998-B-12

DC NO.: MHM-1

CHAPTER 12 PROCEEDING

10 DECLARATION IN SUPPORT OF MOTION
TO DISMISS PURSUANT TO
11 U.S.C. § 1208

12 DATE: November 29, 2018

13 TIME: 9:30 a.m.

PLACE: U.S. Courthouse
5th Floor, Dept B, Courtroom 13
2500 Tulare Street
Fresno, Ca 93721

14 JUDGE: Hon. Rene Lastreto II

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16 I, Michael H. Meyer, Chapter 12 Standing Trustee, declare as follows:

- 17
- 18 1. If called as a witness in this matter, I would testify from personal knowledge to the
following.
- 19
- 20 2. This motion is sought on grounds of unreasonable delay and material default by the debtor
with respect to the terms of a confirmed plan.
- 21
- 22 3. The debtors plan was confirmed on December 16, 2017 (Docket #136)
- 23
- 24 4. Exhibit "B" to the Order Confirming Chapter 12 Plan provided for the payments to be made
by the debtor to fund the Chapter 12 Plan.
- 25
- 26 5. The October 2018 payment was to be made in the amount of \$152,023.26.
- 27
- 28 6. The payments to creditors pursuant to the plan were to be paid on the 1st day of each month
beginning January 2018. (Pg. 18 Line 15 Docket# 136)

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7. As of the date of this declaration, the debtor has not paid the October 2018 payment in the sum of \$152,023.26.

I declare under penalty of perjury that the foregoing is true and correct and that I executed this declaration on October 24, 2018 at Fresno, California.

/s/ Michael H. Meyer
Michael H Meyer